

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

A.M.C., by her next friend, C.D.C., et al.,

Plaintiffs,

v.

STEPHEN SMITH, in his official capacity as  
Deputy Commissioner of Finance and Administra-  
tion and Director of the Division of TennCare,

Defendant.

Civil Action No. 3:20-cv-00240

Class Action

Chief Judge Crenshaw  
Magistrate Newbern

**PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION**

In accordance with the Court's scheduling orders (Doc. Nos 106 and 138), and on the grounds set forth in the accompanying memorandum of law and supporting declarations and exhibits, Plaintiffs move the Court pursuant to Rule 65 of the Federal Rules of Civil Procedure to issue a preliminary injunction:

(1) requiring Defendant to prospectively reinstate TennCare coverage for members of the proposed Plaintiff Class whose TennCare coverage was involuntarily terminated between March 19, 2019, and March 18, 2020, and who are not currently enrolled, and notify them of the reinstatement; and

(2) prohibiting Defendant from involuntarily terminating any such individual's TennCare coverage until the person receives notice and an opportunity for a fair hearing that complies with due process.

Respectfully submitted,

Dated: November 12, 2021

By: /s/ Catherine M. Kaiman

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## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document is being served via the Court's electronic filing system on this 12th day of November, 2021 on the following counsel for Defendant:

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